

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

BRIAN PIERCE,

Plaintiff,

v.

**PENNSYLVANIA DEPARTMENT OF
CORRECTIONS,**

Defendant.

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Civil Action No. 03-173E

Judge Sean J. McLaughlin

Magistrate Judge Susan Paradise Baxter

ORDER OF COURT

AND NOW, to-wit, this _____ day of _____ 2005, upon consideration of the foregoing *Motion for Summary Judgment*, IT IS HEREBY ORDERED that the Motion is GRANTED.

BY THE COURT:

SUSAN PARADISE BAXTER
United States Magistrate Judge